

MAINTENANCE OF THE TERRITORIAL MARKETING DIVISION.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. To provide a working capital for the operation and maintenance of the territorial marketing division, the sum of seven thousand five hundred dollars (\$7,500.00) is hereby appropriated from the general revenues of the Territory, to be immediately deposited with the treasury as a continual deposit to be known as the "Marketing Division Revolving Fund."

SECTION 2. Withdrawals may be made from time to time, from the marketing division revolving fund on the approval of the superintendent of the marketing division, for the purchase of seeds and crates to be sold to persons applying for the same, and for the purpose of making advances of not more than fifty per cent. of the estimated value of consignments sent to the division for marketing, which have been sold on credit, or sent out of the Territory on consignment.

All advances on consignments may be paid on vouchers, receipted by the superintendent of the marketing division, showing the name of the consignor, the kind, quantity, and estimated value of the goods consigned.

All advances on consignments shall be preferred claims to be deducted before final settlement with consignors.

SECTION 3. All receipts on account of withdrawals and advances authorized by Section 2 of this Act, shall be deposited monthly to the credit of the marketing division revolving fund.

SECTION 4. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1915.

LUCIUS E. PINKHAM,
Governor of the Territory of Hawaii.

ACT 190

AN ACT

TO AMEND CHAPTER 71 OF THE REVISED LAWS OF HAWAII, 1915, RELATING TO SANITARY CONDITION OF LAND, BY AMENDING SECTIONS 977, 979, 980, 981, 983, AND 987 AND BY ADDING THREE NEW SECTIONS TO BE KNOWN AS SECTIONS 976A, 981A AND 982A.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. A new section is hereby added to the Revised Laws of Hawaii, 1915, to be known as Section 976A, and to read as follows:

"Section 976A. Maps and plans. If the board shall in any case recommend a system of drainage or of filling and drainage, the superintendent of public works shall, upon receipt of such notice, prepare a map of the land so reported upon by the board of health and to be so drained or filled and drained, which land shall constitute a drainage district; said map shall show the district to be so drained, or filled and drained, the location and the size of each parcel or lot therein, a list of all known owners and occupants of such lots, the lots or parcels either within or without such drainage district through which rights of way for drains or ditches for draining said district are necessary, the amount of land necessary to be taken for such drains or ditches and for the banks thereof, a description of the same, an estimate of the value of said lands so sought to be taken for such rights of way, and of the damages sustained by any person or corporation by reason of such appropriation irrespective of any benefit to be derived by such land owners by reason of the construction of such improvements, which estimates shall be made respectively as to each person or corporation through whose land said rights of way are sought to be appropriated; such map shall also show the extent and location of the proposed drains or ditches, the width, depth and slope of the sides thereof, an estimate of the total cost of the system of drainage in and for said district, including therein among other things the cost of acquiring the necessary rights of way as aforesaid and of making ditches; estimates of the cost, respectively, of the filling of each lot or parcel of land in said district; and the estimate of the cost to be apportioned to and assessed against each lot or parcel of land in said district for the drainage as aforesaid of such lot or parcel, the apportionment to be as hereinafter required.

If the board of health shall recommend only that the land be filled, such map shall, so far as practicable, show the present heights of each parcel, the height to be filled to, the approximate amount of fill required for each parcel and the estimated cost thereof.

The superintendent of public works may, in his discretion, embody any of the information herein required in a statement to accompany the appropriate map instead of placing the same upon the map."

SECTION 2. Section 977 of the Revised Laws of Hawaii, 1915, is hereby amended to read as follows:

"Section 977. Notice to owners to improve. It shall be the duty of the superintendent of public works upon the receipt of such notice to cause a copy of the same to be served in the man-

ner prescribed in Section 978 upon the owner or occupant of such land. The superintendent shall also notify each owner or occupant that a detailed statement and map or plan of the proposed improvement is on file in his office accessible to such owner or occupant. Said superintendent shall at the same time and in the same manner serve notice that, in case of failure to begin work upon such improvements within twenty days, or such further time in special cases as to said superintendent may seem reasonable, and to complete such work within a reasonable time in such notice designated, such work or so much thereof as may remain undone will be done by the territory at the cost of the lands benefited thereby."

SECTION 3. Section 979 of the Revised Laws of Hawaii, 1915, is hereby amended to read as follows:

"Section 979. Appeal. During the period of twenty days, or such further time in special cases as is specified in the notice given pursuant to the provisions of Section 977, any owner or occupant of land sought to be improved, his attorney or agent, may file an appeal from the decision of the board of health condemning the land as deleterious to the public health or from its decision or the order of the superintendent of public works as to the nature and extent of the improvements to be made, including the size, character and location of any drains or ditches, and within twenty days after written demand by the superintendent of public works on the owner or occupant of any land in a drainage district improved by drainage under this chapter, for the payment of the cost of any such drainage, such owner or occupants, his attorney or agent, may file an appeal from the order of the said superintendent apportioning the cost of such drainage to be borne by his land. All appeals shall be filed with the superintendent of public works and the superintendent shall transmit them to the circuit court of the circuit wherein the land is situated."

SECTION 4. Section 980 of the Revised Laws of Hawaii, 1915, is hereby amended to read as follows:

"Section 980. Hearing, decision. Said court shall, upon receiving any such appeal from the superintendent of public works, appoint three disinterested persons who shall sit as a board to hear and determine such appeals. They shall have power to determine whether or not the land is deleterious to the public health and whether the improvements of the nature designated in such notice are required, and if such improvements are not required, what, if any, improvements are required in order to render such lands sanitary; such board shall also have power upon any such appeals to determine the amount to be in conformity with the provisions of Section 982A, apportioned to and assessed against each lot or parcel for such drains or ditches and for the lands acquired therefor and for all other cost, if any, of such drainage system, and whether or not any lands are improperly included in or excluded from the drainage district. The decision of a majority of the board as to the necessity and nature and extent of the improvements and as to the apportionment of the cost of any drainage system shall be final and conclusive upon all parties in interest. The board shall appoint a time and place for hearing, first giving reasonable notice thereof to the president of the board of health, the superintendent of public works, and the owner or occupant of the land in question. Service of such notice shall be as provided in Section 978. As compensation for their services each member of the board shall be entitled to receive five dollars (\$5.00) for each day of actual service."

SECTION 5. Section 981 of the Revised Laws of Hawaii, 1915, is hereby amended to read as follows:

"Section 981. Plans, etc. The superintendent of public works shall transmit to the board with each appeal the appropriate map or plan (or a copy thereof) of the lands to be improved prepared as aforesaid in accordance with the requirements of Section 976A, and shall also transmit to the board with each appeal a statement of the matters and things required as aforesaid by Section 976A to be noted upon or to accompany said map."

SECTION 6. A new section is hereby added to the Revised Laws of Hawaii, 1915, to be known as Section 981A, and to read as follows:

"Section 981A. Entry upon and acquisition of land. The superintendent of public works shall have power to enter upon all lands on the routes of such proposed drains or ditches for the purpose of examining, surveying and laying out the route thereof, and upon all lands proposed to be included in any such drainage district for the purpose of determining whether the same or any portion thereof shall be included in such district, and to institute and conduct proceedings for the condemnation of all lands declared by him when his order is not appealed from or by the aforesaid board on appeal, to be necessary for rights of way for such drains or ditches. In acquiring any such lands the method pursued shall be as prescribed in Chapter 48 of the Revised Laws of Hawaii, 1915, provided, however, that in acquiring by condemnation proceedings any land situated within such drainage district, the award of compensation therefor shall be without deduction for any benefits accruing to the remainder of the lot or parcel by reason of the construction of such improvement.

Any lands acquired by condemnation as aforesaid for rights of way for drains or ditches shall be paid for out of any funds available for the improvement of any lands under this chapter."

SECTION 7. A new section is hereby added to the Revised Laws of Hawaii, 1915, to be known as Section 982A, and to read as follows:

"Section 982A. Cost of improvement; how apportioned. The cost of the improvements made or completed by the superintendent of public works shall be apportioned as follows:

1. The cost of filling any lot or parcel shall be borne by such lot or parcel;

2. The cost of any drainage system including the cost of drains or ditches, damages for property taken for the same and other expenses, if any, shall be apportioned among all the lots or parcels in the drainage district in proportion to their respective areas."

SECTION 8. Section 983 of the Revised Laws of Hawaii, 1915, is hereby amended to read as follows:

"Section 983. Lien. The cost of the improvements made or completed by the superintendent of public works as determined and apportioned pursuant to the provisions of this chapter shall constitute a lien upon the land improved, which lien shall have priority over all other liens."

SECTION 9. Section 987 of the Revised Laws of Hawaii, 1915, is hereby amended to read as follows:

"Section 987. Appropriation. There is appropriated out of the general revenues the sum of three hundred thousand dollars (\$300,000.00) to be used for the purpose of carrying out the provisions of this chapter, and for the purpose of improving lands in government ownership which are low, insanitary and dangerous to public health, which sum shall be set aside in the treasury of the Territory as a special fund for use for such purposes, and all moneys withdrawn from such fund shall be reimbursed or restored thereto so far as may be out of any moneys repaid or collected under the provisions of this chapter."

SECTION 10. This Act shall take effect upon its approval.

Approved this 27th day of April, A. D. 1915.

LUCIUS E. PINKHAM,
Governor of the Territory of Hawaii.

ACT 191

AN ACT

TO AMEND SECTION 4129 OF THE REVISED LAWS OF HAWAII, 1915, RELATING TO OBSCENE AND CENSORIOUS OR RIDICULOUS PUBLICATIONS.

Be it Enacted by the Legislature of the Territory of Hawaii:

SECTION 1. Section 4129 of the Revised Laws of Hawaii, 1915, is hereby amended so as to read as follows:

"Section 4129. Obscene and censorious or ridiculous publications. The importing, printing, publishing, lending, selling, offering for sale, putting into circulation, distributing, lending, exhibiting publicly, or introducing into any family, school or place of education, any obscene picture, or pamphlet, sheet or other thing containing obscene language, obscene prints, figures, description or representations, manifestly tending to the corruption of the morals of youth, or of morals generally; or buying, procuring, receiving, or having in possession, any such picture, book, pamphlet, sheet or other thing, with intent to sell, circulate, distribute, lend or exhibit the same, or to introduce the same into any family, school or place of education, or publishing any censorious or ridiculous writing, picture, sign or letter, (whether such letter be signed with the real name of the author or not) which is calculated to injure the reputation, trade or profession of another or to hold him up to hatred, contempt or ridicule, is a common nuisance."

SECTION 2. This Act shall take effect from and after the date of its approval.

Approved this 28th day of April, A. D. 1915.

LUCIUS E. PINKHAM,
Governor of the Territory of Hawaii.

In a certain Arkansas logging camp the company maintains a physician who attends the residents of the camp and also the families of such employees as live back in the hills. One day he was summoned to the home of a newly hired native with the assurance that he was "wanted powerful bad." With all haste he started, winding up one rough hollow after another, where the road was a mere tradition, and came at last to a decrepit log house. As he opened the gate a hungry looking woman came to the door and called: "Be ye the company doctor?" "Yes, I'm the doctor. Who is sick?" "Don't reckon that's nobody sick, doctor." "Well, why in the world did you send for me if no one is sick?" "Hi's this way, doctor: we-ums is on the puny order a right smart, an' mought need ye' most any time. My ole man said ye' sure would come whenever we sent for ye'; but he's such a no 'count liar that I dassen't trust his sayso, so I wanted to see fo' mysef. An' yere ye' be!"—Everybody's Magazine.

Wilson Barrett, the celebrated actor, used to tell an amusing story against himself. At a time when he had a lot of workmen redecorating his private residence, thinking to give them a treat, he asked if, after work one evening, they would like to have seats to go and see him play in "The Lights

of London," at the Princess's theater. They said they didn't mind if they did, and, being complimentary tickets, all went on a Saturday night to see their employer's performance. At the end of the week Barrett's eye caught sight of this item against each workman's name on the pay sheet: "Saturday night. Four hours' overtime at Princess's theater, 8 shillings."

BECOMING FRILLS.

With an alacrity that was hardly anticipated there has been accepted and adopted the exceedingly high neck frill of tulle. In some cases it looks desperately uncomfortable, possibly by contrast with the free, unthwarted throats still to be seen about. Others, again, look perfectly happy wearing two and even three of these light frills, the prettiest and most becoming sloping down a trifle toward the front after the ears are passed. The frame afforded by these upright frills is becoming to a young and pretty face.

"Is she going to marry the young man who saved her from drowning?" "I think so." "But is she sure that he is able to support her in the style to which she has been accustomed?" "Yes, she looked him up in Bradstreet's before she fell in."

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